

Exhibit 4

Johnson, Jerome 6/10/2008 9:28:00 AM

1 UNITED STATES DISTRICT COURT

2 DISTRICT OF MINNESOTA

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4 Case No. 6:07-cv-607 (E.D. Tex.)

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6 Triton IP, LLC,

7 Plaintiff,

8 vs.

9 Sage Group, PLC, et al.,

10 Defendants.

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15 CONFIDENTIAL - ATTORNEYS' EYES ONLY

16 DEPOSITION OF JEROME JOHNSON

17 VOLUME 2

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25 TAKEN ON: 6/10/2008 BY: DANA ANDERSON

Johnson, Jerome 6/10/2008 9:28:00 AM

1 art and we told him what the functionality
2 was and he documented it for us to create
3 the application.

4 BY MR. DION:

5 Q. Did he tell him that the functionality was
6 recognizing an event carried out by one or
7 more of the subsystems?

8 A. I don't recall exactly what we said.

9 Q. So just to be clear, is your testimony that
10 you don't understand what inferring means?

11 MR. NEWTON: Object to form.

12 THE WITNESS: You are asking me if
13 inferring is different than this
14 (indicating)?

15 BY MR. DION:

16 Q. I'm asking you if inferring is different from
17 recognizing, right.

18 A. And I would want -- I would have to get a
19 definition of inferring.

20 Q. Like I said, the word "inferring" shows up in
21 the claim that describes something you
22 invented.

23 A. Right.

24 Q. So in the context of the description of your
25 invention, are you saying for the record that

Johnson, Jerome 6/10/2008 9:28:00 AM

1 you don't understand what inferring means?

2 MR. NEWTON: Object to form.

3 THE WITNESS: Yes.

4 BY MR. DION:

5 Q. And you also don't know if it's the same or
6 different than recognizing as used in the
7 specification?

8 MR. NEWTON: Object to form.

9 THE WITNESS: Correct.

10 BY MR. DION:

11 Q. Is the sentence that I directed your
12 attention to in column 2, is that an accurate
13 description of at least a part of what your
14 invention did?

15 A. I have no reason to believe not.

16 Q. So part of what the invention did would be to
17 recognize an event carried out by one of the
18 subsystems, is that correct?

19 A. Yes.

20 Q. If I could perhaps take you back to our
21 example. Based on this language
22 (indicating), when the salesperson entered
23 their proposal into the system, where in that
24 example would the system recognize an event?

25 MR. NEWTON: Object to form.